



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

AUG 16 2013

REPLY TO THE ATTENTION OF:

SC-5J

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Chains and Links, Inc.
c/o: Mr. Carey S. Rosemarin, Esq.,
Law Offices of Carey S. Rosemarin, P.C.
500 Skokie Boulevard, Suite 510
Northbrook, IL 60062

Re: Follow-Up Request for Information Pursuant to Section 104(e) of CERCLA regarding
the Bautsch-Gray Mine Superfund Site located in Jo Daviess County, Illinois
CERCLIS ID#: ILN000510407

Dear Mr. Rosemarin:

The purpose of this letter is to seek further cooperation from Chains and Links, Inc (CAL) and to request that CAL respond to the enclosed Information Request. The U. S. Environmental Protection Agency is investigating the release or threatened release of hazardous substances, pollutants or contaminants, or hazardous wastes at or from the Bautsch-Gray Mine (BGM) Site located at 798 Blackjack Road, in Jo Daviess County, Illinois, a portion of which CAL currently owns.

The BGM Site was listed on the National Priorities List (NPL) on September 17, 2012 under the federal Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. § 9601, *et seq.*, commonly referred to as CERCLA. Enclosure 1 to this letter provides more detail on the operational history and contamination at the BGM Site. Enclosure 2 is a map of the BGM Site.

EPA believes that CAL possesses additional information regarding the activities that occurred at the BGM Site during the period of CAL's ownership starting in 1996 to the present. EPA also believes that additional information on CAL's ability to pay, CAL's relationships to other entities, and CAL's and other entities insurance coverage must be explored before CAL's liability under CERCLA is resolved.

Pursuant to Section 104(e) of CERCLA, 42 U.S.C. § 9604(e), you are hereby requested to respond to the Information Request enclosed with this letter (See Enclosure 6). Compliance

with the enclosed Information Request is mandatory. Failure to respond fully and truthfully to the Information Request within thirty (30) days of receipt of this letter, or to adequately justify failure to respond, can result in an enforcement action under Section 104(e), which authorizes the imposition of penalties of up to thirty-seven thousand, five hundred dollars (\$37,500) for each day of continued non-compliance. Please be further advised that providing false, fictitious, or fraudulent statements or representations in response an Information Request may subject you to criminal penalties of up to \$10,000 or up to five years imprisonment, or both under 18 U.S.C. §1001. Enclosure 3 is a summary of the Agency's legal authority under CERCLA.

We encourage CAL to give this matter its immediate attention. Instructions to guide CAL in the preparation of the response are provided in Enclosure 4. Definitions of the terms contained in the Information Request are provided in Enclosure 5. The questions to the Information Request are found at Enclosure 6. CAL is required under law to provide a complete and truthful response to this Information Request and its questions, as well as to provide all requested Documents. EPA requests that CAL respond to this Information Request and provide requested documentation within thirty (30) days of its receipt of this letter.

Your response to EPA should be mailed within thirty days (30) days of receipt of this Information Request to:

Fouad Dababneh, Enforcement Specialist
U.S. Environmental Protection Agency
Superfund Division, Enforcement and Compliance Assurance Branch
77 West Jackson Boulevard, SE-5J
Chicago, Illinois 60604-3590

CAL may consider the information that EPA is requesting confidential. Under CERCLA, CAL may not withhold information on that basis; but CAL may ask EPA to treat the information as confidential. To request that the Agency treat CAL's information as confidential, it must follow the procedures outlined in Enclosure 7, including the requirement that CAL support its claim for confidentiality.

The Bautsch-Gray Mine, Compliance File is located in Enclosure 8 and the Insurance Declaration is located in Enclosure 9.

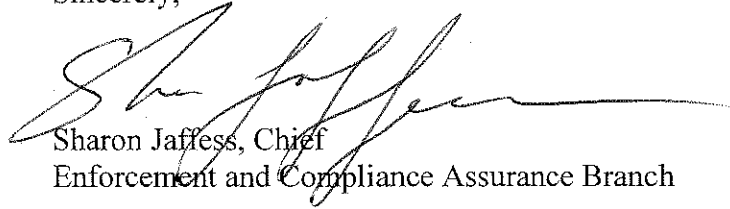
EPA has the authority to use the information that it requests in an administrative, civil, or criminal action.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1995, 44 U.S.C. § 3501, *et seq.*

If you have any legal questions, please call Thomas Turner, Associate Regional Counsel, at (312) 886-6613, e-mail turner.thomas@epa.gov. If there are technical questions about this Site, call Allison Nowotarski, Remedial Project Manager at (312) 353-0967, e-mail nowotarski.allison@epa.gov. Address all other questions to Fouad Dababneh, Enforcement Specialist at (312) 353-3944, e-mail dababneh.fouad@epa.gov.

We appreciate your prompt attention to this matter.

Sincerely,



Sharon Jaffess, Chief
Enforcement and Compliance Assurance Branch

cc: Robert Roth, Esq.
Vincent, Roth, Berndtson & Toepfer, P.C.
122 N. Main St.
Galena, IL 61036

Enclosures

1. Site History
2. Site Map
3. Legal Authority
4. Instructions
5. Definitions
6. Questions
7. Confidential Business Information
8. Bautsch-Gray Mine, Compliance File
9. Insurance Declaration

Enclosure 1

SITE HISTORY

The Site is located in Jo Daviess County approximately 4 miles south of Galena, Illinois adjacent to South Blackjack Road. The approximately 100-acre Site is composed of the surface-area remnants of a former zinc and lead mining operation. The Site is located in a rural agricultural and residential area and is bordered to the north, south, and east by residential properties and agricultural land, and to the west by Blackjack Road, further residential properties, and wooded areas. The Site is also within approximately 0.5 miles of Smallpox Creek, and approximately 1.5 miles of the shoreline of the Mississippi River.

The Bautsch-Gray Mine Site originated as a lead and zinc mining operation sometime during the 1850s. Throughout the history of the mine, several companies have used the area for mining and milling operations. Prior to 1975, these companies included Mineral Point Zinc Co., Tri-State Zinc, Co., and Eagle-Picher. Mining operations on the Site ceased in approximately 1975.

The zinc production operations involved the crushing and grinding of mined rock to standard sizes and then separating out the ore. This action left behind waste-piles of leftover rock called tailings. The elevation of the main waste-pile on the Bautsch-Gray Mine Site has been estimated to be approximately 50-90 feet above the surrounding ground surface. Since mining operations have ceased, the mine tailings have continued to erode and migrate toward the residential properties, wetlands, and fisheries near the Mississippi River. The tailings piles have no vegetative covering and, therefore, are subject to erosion, disturbance and displacement when weather or other natural or human activities affect them.

The Illinois Environmental Protection Agency (IEPA) conducted CERCLA site assessment activities between 1999 and 2001, respectively. During these assessments, it was determined that the waste-pile contained elevated levels of zinc, lead, arsenic, and other heavy metals. It was also determined that surrounding creeks and draining ditches were impacted from material that eroded from the large waste-pile on the Bautsch-Gray Mine Site. One residential groundwater well was determined to have been impacted by the waste-pile contaminants on-site.

During an August 2009 rain event, mine tailings were flushed from the main waste-pile on the Bautsch-Gray Mine Site across Blackjack Road and onto residential properties at Blackjack Road.

On August 18, 2009, two soil samples of Site tailings were collected by IEPA for laboratory analysis using Toxicity Characteristics Leaching Procedure (TCLP) methods for metals. Both samples exceeded the criteria of 5 milligrams per liter (mg/L) for TCLP lead.

On August 24, 2009, the IEPA conducted X-Ray Fluorescence (XRF) screening of Site soil/tailings Material from the waste-piles, adjacent road ditches, and the nearby residential areas. The XRF screening results of 36 samples ranged from 69 to 2,160 parts per million (ppm) lead with the majority of results being greater than the EPA Soil Screening level of 400 ppm lead.

The August 2009 rain event resulted in approximately 12 inches of mine tailings from the Bautsch-Gray Mine site washing onto Blackjack Road. The Jo Daviess County Highway Department responded with crews to move the Material from the road back into the site in order to clear the road and make it passable. According to the Highway Department, this has been a frequent problem during the rainy seasons in previous years. Vehicles that travel on Blackjack Road create dust that originates from mine tailings waste. The airborne Material may present a health hazard to local residents and highway workers. On September 9, 2009, IEPA requested EPA assistance.

EPA conducted a Site Assessment in October 2009. In a November 2009 preliminary Site Assessment findings memorandum (Memo), EPA determined that some residential properties at Blackjack Road, Jo Daviess County, Illinois had been directly affected by the Release of tailings from the Site. The November 2009 Memo identified lead contamination in the residential Blackjack Road property well water at 27 micrograms-per-liter (ug/L), and some surface soil lead contamination above 1,200 ppm. In February 2010, EPA updated the Memo to add concerns about lead contamination in Blackjack Road ditches in the proximity of the Site, and arsenic levels in residential soils. EPA findings also indicated levels of arsenic present above the 25 ppm recommended residential soil cleanup targets maintained by both EPA and the Agency for Toxic Substances Disease Registry (ATSDR).

On March 3, 2010, West Galena Development, Inc., Chains and Links, Inc., and the Vincent A. Varsek Trust entered into an Administrative Order by Consent (AOC) (Docket Number V-W-10-C-945) with EPA. The AOC required the previously mentioned AOC Respondents to develop and implement a Site Security Plan to restrict access to the mine tailings pile on-Site, and cease any sale of/Arrangement/involvement with the removal of tailings from the Site; with the property owner's permission, install temporary fencing and appropriate warning signage to restrict access to lead contaminated surface soil areas on residential property at Blackjack Road; and, with the property owner's permission, install and maintain a whole house water filter (or acceptable clean water well) on the house. The filtration system or well must reduce lead contamination levels in the water to below 15 ug/L (micrograms per liter). The AOC work requirements of the March 2010 AOC were essentially completed in July 2010.

On July 23-24, 2010, another severe rainstorm occurred at the Site. Further contaminated mine tailings were released from the Site and affected Blackjack Road and adjacent properties. The AOC Respondents addressed the immediate emergency on July 24, 2010.

On August 10, 2010, after unsuccessful attempts at negotiating a second AOC with the above referenced AOC Respondents, EPA issued a CERCLA unilateral Administrative Order (UAO) to the AOC Respondents for performance of additional removal actions at the Site that were the result of the same initial Releases. Upon refusal of the AOC Respondents to perform the work (alleging inability to pay for response costs) directed by the UAO, EPA referred the case to the U.S. Department of Justice (DOJ). During 2010 and 2011, the AOC Respondents submitted financial documentation to EPA and DOJ, and are currently negotiating a CERCLA Administrative Settlement pursuant to CERCLA Section 122h, 42 U.S.C. § 9622h.

On September 17, 2012, the Site was added to the National Priorities List, pursuant to CERCLA Section 105, 42 U.S.C. § 9605.

EPA completed the removal action at the Site in October 2012.

Enclosure 2


SITE MAP

APR 30 2013


APR 30 2013

File: D:\Bautsch_G

Legend

 Parcel Boundaries

0 500 Feet



 Prepared for:
U.S. EPA REGION V

Contract No.: EP-S5-06-04
TDD: S05-0001-0909-011
DCN: 767-2A-AFJA

 Prepared By:
WESTON SOLUTIONS, INC

750 E. Bunker Court
Suite 500
Vernon Hills, Illinois 60061

Site Features Map
Bautsch-Gray Mine Site
Jo Daviess County, Illinois

APR 30 2013

APR 30 2013

Enclosure 3

DESCRIPTION OF LEGAL AUTHORITY

The Federal Superfund law the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. § 9601, *et seq.* (commonly referred to as CERCLA) gives EPA the authority to, among other things: 1) assess contaminated sites, 2) determine the threats to human health and the environment posed by each site; and 3) clean up those sites.

Under Section 104(e)(2) of CERCLA, 42 U.S.C. § 9604(e)(2), EPA has broad information gathering authority which allows EPA to require Persons to furnish information or Documents relating to:

- A. The identification, nature, and quantity of Materials which have been or are generated, treated, stored, or disposed of at a vessel or facility, or transported to a vessel or facility;
- B. The nature or extent of a Release or threatened Release of a Hazardous Substance or pollutant or contaminant at/or from a vessel or facility; and
- C. The ability to pay the costs of the clean-up.

Compliance with this Information Request is mandatory. Failure to respond fully and truthfully to each question within this Information Request and within the prescribed time frame can result in an enforcement action by EPA pursuant to Section 104(e)(5) of CERCLA. This Section also authorizes an enforcement action with similar penalties if the recipient of the Request does not respond and does not justify the failure to respond. Other statutory provisions (18 U.S.C. § 1001) authorize separate penalties if the responses contain false, fictitious or fraudulent statements. EPA has the authority to use the information requested in this Information Request in an administrative, civil or criminal action.

Enclosure 4

INSTRUCTIONS

1. Answer each of the questions in this Information Request separately.
2. Precede each answer with the number of the question to which it corresponds.
3. In answering each question, identify all persons and contributing sources of information.
4. Although the EPA seeks your cooperation in this investigation, CERCLA requires that you respond fully and truthfully to this Information Request. False, fictitious, or fraudulent statements or misrepresentations may subject you to civil or criminal penalties under federal law. Section 104 of CERCLA, 42 U.S.C. § 9604, authorizes the EPA to pursue penalties for failure to comply with that Section, or for failure to respond adequately to requests for submissions of required information.
5. You must supplement your response to EPA if, after submission of your response, additional information should later become known or available. Should you find at any time after the submission of response that any portion of the submitted information is false or misrepresents the truth, you must notify EPA as soon as possible.
6. For any document submitted in response to a question, indicate the number of the question to which it responds.
7. You must respond to each question based upon all information and documents in your possession or control, or in the possession or control of your current or former employees, agents, contractors, or attorneys. Information must be furnished regardless of whether or not it is based on your personal knowledge, and regardless of source.
8. Your response must be accompanied by the following statement, or one that is substantially equivalent:

I certify under a penalty of law that this document and all enclosures were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted.

Based upon my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

9. If any of the requested documents have been transferred to others or have otherwise been disposed of, identify each document, the person to whom it was transferred, describe the circumstances surrounding the transfer or disposition, and state the date of the transfer or disposition.
10. All requested information must be provided notwithstanding its possible characterization as confidential information or trade secrets. If desired, you may assert a business confidentiality claim by means of the procedures described in Enclosure 7.

Enclosure 5

DEFINITIONS

As used in this letter, words in the singular also include the plural, and words in the masculine gender also include the feminine, and vice versa. All terms not defined herein will have their ordinary meaning, unless such terms are defined in CERCLA, RCRA, 40 C.F.R. Part 300 or 40 C.F.R. Parts 260 through 280, in which case, the statutory or regulatory definitions will apply.

1. The terms "and" and "or" shall be construed either disjunctively or conjunctively, as necessary, to bring within the scope of this request any information that might otherwise be construed to be outside its scope.
2. The term "Arrangement" means every separate contract or other agreement between two or more Persons, whether written or oral.
3. The term "BGM Site" shall mean the Bautsch-Gray Mine Site located at 798 Blackjack Road, in Jo Daviess County, Illinois.
4. The term "Documents" includes any written, recorded, computer-generated, or visually or aurally reproduced material of any kind in any medium in your possession, custody, or control, or known by you to exist, including originals, all prior drafts, and all non-identical copies.
5. The term "Hazardous Substance" shall have the same definition as that contained in Section 101(14) of CERCLA, and includes any mixtures of such hazardous substances with any other substances, including mixtures of hazardous substances with petroleum products or other nonhazardous substances.
6. The term "Identify" means, with respect to a natural person, to set forth: (a) the person's full name; (b) present or last known business and home addresses and telephone numbers; (c) present or last known employer (include full name and address) with title, position or business.

With respect to a corporation, partnership, or other business entity (including a sole proprietorship), the term "Identify" means to provide its full name, address, and affiliation with the individual and/or company to whom/which this request is addressed.

7. The term "Material" or "Materials" shall mean any and all objects, goods, substances, or matter of any kind, including but not limited to mine tailings or wastes.
8. The term "Person" shall include any individual, firm, unincorporated association, partnership, corporation, trust, or other entity.
9. The term "Release" shall have the same definition as that contained in Section 101(22) of CERCLA, and includes any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into the environment, including the abandonment or discharging of barrels, containers, and other closed receptacles containing any hazardous substance or pollutant or contaminant.

10. The terms “you” or “Respondent” refer not only to CAL, but also to all predecessors and successors to CAL, all officers, directors or shareholders of CAL, and all subsidiaries, divisions, affiliates, and branches of CAL, and its predecessors and successors.

Enclosure 6

QUESTIONS

Provide a copy of CAL's signed federal income tax return, as filed, for 2012. Provide copies of all filed federal income tax returns for any successors, subsidiaries or affiliates of CAL for 2007 through 2012.

1. Identify every person who participated in answering this Information Request and explain what relationship that Person has to CAL.
2. Provide copies of all financial statements (audited, if available, unaudited if audited not available) and profit and loss statements for CAL covering any time period between January 2012 and June 2013.
3. Provide copies of all financial statements (audited, if available, unaudited if audited not available) and profit and loss statements for any successors, subsidiaries or affiliates of CAL, covering any time period between January 2007 and June 2013.
4. For the time period January 2007 through the present, list every asset of CAL and, detail on an asset by asset basis, the corresponding accumulated depreciation schedule or amortization or intangibles relating to the asset.
5. List the addresses and market value of all real estate and other property owned, optioned or leased by CAL from its incorporation to the present. For each real estate and property listed, state the amount of any mortgage, the mortgage holder and its address, the mortgagee, the basis for the market value estimate, and the amount of taxes paid on the property during the most recent year of ownership.
6. Who incorporated CAL?
7. Why was CAL incorporated?
8. Explain how CAL used Parcel No. 14-000-026-10 during all times of its ownership.
9. Describe each and every business or enterprise that CAL engaged in from its incorporation to the present.
10. If at any time from its incorporation to the present CAL sold any products or merchandise, describe what CAL sold, to whom, and during what time periods.
11. If at any time between its incorporation and the present CAL provided services to customers, describe what services CAL provided, to whom, and during what time periods.
12. At any time from its incorporation to the present, did CAL engage in business (or have an office) at any address other than 144 Stone Quarry Lane, Galena, IL? If the answer is yes, provide the address, the name of the owner of the property, the connection (if any) to CAL, and the dates of use of that address.

13. List the names of all individuals who have served as officers and/or directors of CAL from its incorporation to the present, and the specific years of service of each individual.
14. Provide a copy of CAL's articles of incorporation, as filed with the State of Illinois
15. Provide a copy of the corporate minute book for CAL. If there is no corporate minute book, so state in response to this Request.
16. If there is no corporate minute book, provide any other documentation demonstrating that CAL had corporate meetings, the dates of were held at any time from the date of incorporation to the present.
17. List all employees of CAL from its incorporation to the present.
18. List all contractors who performed services for CAL from its incorporation to the present.
19. If at any time between its incorporation and the present CAL formed any trusts, for each trust:
 - a. identify the name of the trust;
 - b. identify the trustee and the beneficiaries of the trust;
 - c. explain the reason the trust was formed;
 - d. describe the assets that were placed in the trust;
 - e. for currently existing trust, provide the current value of the trust;
 - f. for trusts that have ceased to exist, provide the date and reason for the termination of the trust; and
 - g. for each trust, state whether the trust is/was revocable or irrevocable.
20. Explain fully the business relationship between CAL and West Galena Development, Inc.
21. Explain fully how CAL and West Galena Development shared or assigned responsibilities (or involvement) for their jointly-owned property (Jo Daviess County Property Parcel No. 14-000-026-10) from its initial purchase to the present. In answering this question, supply the names of each officer, director, employee and/or contractor who had any responsibilities or involvement with parcel 14-000-026-10, and the time frames of such responsibility or involvement.
22. Explain the relationship between CAL and Louis' Trenching.
23. At any time during CAL's ownership of Parcel No. 14-000-026-10 did any Respondents ever enter into any contract or informal agreement whereby any Person was granted access to Parcel No. 14-000-026-10?

24. If the answer to the preceding question is affirmative:

- a. Identify all parties to the contract or agreement;
- b. The beginning date and ending date (if known) of the contract or agreement; and
- c. The terms of the contract or agreement including but not limited, to the scope of the permission given to enter the parcel, the compensation given to the property owner(s) in return for the permission, any specific on what type of equipment could be used or left on the parcel, etc.

25. At any time during CAL's ownership of Parcel No. 14-000-026-10 did anyone move (or remove) any materials on (or from) Parcel No. 14-000-026-10?

26. If the answer to the preceding question is affirmative:

- a. identify who moved (or removed) materials;
- b. describe the materials moved (or removed):
- c. identify the location to which the materials were moved (or removed), if known,
- d. identify the time frames (or dates) of such movement (or removal); and
- e. describe what equipment (or tools) were used to move (or remove) the materials.

27. To Respondent's knowledge, did anyone give Louis' Trenching permission to enter Parcel No. 14-000-026-10, and/or to move or remove any materials from that parcel? If the answer is affirmative, explain who gave such permission, why, and during what time frame(s).

28. In July 1999 the Illinois Environmental Protection Agency (IEPA) inspected the BGM Site, and prepared a report (See Enclosure 8). At that time IEPA inspectors observed what they described as a "rock processing machine," "conveyors," and a bulldozer near a tailings area. To Respondent's knowledge, who owned the "rock processing machine," the "conveyors," and the bulldozer?

29. To Respondent's knowledge, when were the "rock processing machine" and "conveyors" referenced in the IEPA Inspection Report (See Enclosure 8) first installed at the BGM Site, and when were they removed?

30. To Respondent's knowledge, aside from the "rock processing machine," "conveyors," and bulldozer mentioned in the IEPA Inspection Report (See Enclosure 8), and aside from any IEPA or EPA equipment, were any other pieces of equipment ever present on the BGM Site, during any time that CAL jointly-owned Parcel No. 14-000-026-10?

31. If the answer to the preceding question is affirmative:

- a. Identify who owned the equipment that was located on the BGM Site;
- b. Identify who placed the equipment on the BGM Site;
- c. Explain whether (or to what extent) Respondent gave permission to have the equipment placed on Parcel No. 14-000-026-10;
- d. Describe the type of equipment placed on the BGM Site;
- e. Explain the reason the equipment was placed on the BGM Site; and
- f. Explain the time frames that such equipment was located on the Site.
- g. Identify any and all other parties who Respondent allowed on Jo Daviess County Property Parcel No. 14-000-026-10 at anytime during its ownership.

32. Supply copies or any duplicate representation of a photographic, video or other media pictures or depictions of the BGM Site made prior to or during CAL's ownership of Parcel No. 14-000-026-10. This includes (but is not limited to) maps, overflight or government crop photographs, or any such other depictions.

33. Other than the insurance policies previously supplied to EPA (summarized in the table appearing in Enclosure 9), provide copies of any other casualty, liability and/or pollution insurance policies, and any other insurance contracts taken out by Respondent (including, but not limited to, Environmental Impairment Liability, Pollution Legal Liability, Cleanup Cost Cap or Stop Loss Policies, Institutional Controls and Post Remediation Care Insurance) from the date of CAL's purchase of Parcel No. 14-000-026-10 to the present.

34. If there are any insurance policies that respondent is aware of, but which respondent does not possess or cannot obtain a copy of, for each such policy provide:

- a. The name and address of each insurer and of the insured;
- b. The type of policy;
- c. The per occurrence policy limits of each policy; and
- d. The effective dates for each policy.

35. Identify all insurance brokers or agents who placed insurance for respondent from the time of CAL's purchase of Parcel No. 14-000-026-10 to the present.

36. Identify all previous settlements between respondent and any insurer which relates in any way to Parcel No. 14-000-026-10, or any other activity engaged in by CAL, including:

- a. The date of the settlement;
- b. The scope of release provided under such settlement; and
- c. The amount of money paid by the insurer pursuant to such settlement.

37. If there are any settlement agreements identified in response to Question 34, provide copies of all such settlement agreements.

38. Identify all communications and provide all documents that evidence, refer, or relate to claims made by or on behalf of the respondent under any insurance policy relating to Parcel No. 14-000-026-10. Include any responses from the insurer with respect to any claim.

39. Identify and explain the financial and legal relationship(s) between CAL and the following:

- a. Thomas Wienen;
- b. Connie Wienen;
- c. Lois J. Wienen;
- d. Lois Wienen Knautz;
- e. Lori Jean Wienen;
- f. James H. Wienen;
- g. Galena State Bank Trust #109;
- h. Wienen Brothers, Inc.;
- i. Thomas & Daniel Wienen Trust #461;
- j. Wienen Brothers Inc. DBA Wienen Development;
- k. Wienen Brothers Inc Trust #217;
- l. Wienen Excavating and Concrete, Inc.;
- m. T & C Wienen Enterprises, Inc.;
- n. Ben Wienen Excavating & Landscaping;
- o. Bob Wienen Construction;
- p. Matt Wienen Excavating and Concrete; and

- q. James & Lois Wienen and Thomas and Connie Trust #232;
- r. James & Lois Wienen and Thomas and Connie Trust #231;
- s. James & Lois Wienen and Thomas and Connie Trust #177;
- t. James & Lois Wienen and Thomas and Connie Trust #169;
- u. James & Lois Wienen and Thomas and Connie Trust #156; and
- v. James & Lois Wienen and Thomas and Connie Trust #303.

40. Identify and explain the involvement of each person listed in the preceding question with the BGM Site and/or Parcel No. 14-000-026-10 between 1990 and the present, either through CAL or in any other fashion.

41. Describe respondent's document retention practices.

42. According to financial information previously supplied to EPA (including income tax returns), CAL made a distribution of \$84,000 in cash and \$67,000 in land in 2009, to its owners Tom and Connie Wienen. Provide the exact dates of these two distributions, and the reasons for these distributions.

Enclosure 7

CONFIDENTIAL BUSINESS INFORMATION

You may consider some of the information confidential that the EPA is requesting. You cannot withhold information or records upon that basis. The regulations at 40 C.F.R. Part 2, Section 200, *et seq.*, require that EPA affords you the opportunity to substantiate your claim of confidentiality before the Agency makes a final determination on the confidentiality of the information.

You may assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 C.F.R. § 2.203(b). Information covered by such a claim will be disclosed by EPA only to the extent and only by means of the procedures set forth in 40 C.F.R. Part 2, Subpart B. (See 41 *Federal Register* 36902, *et seq.* (September 1, 1976); 43 *Federal Register* 4000, *et seq.* (December 18, 1985).) If no such claim accompanies the information when EPA receives it, the information may be made available to the public by the Agency without further notice to you. Please read carefully these cited regulations, together with the standards set forth in Section 104(e)(7) of Comprehensive Environmental Response Compensation Liability Act (CERCA), because, as stated in Section 104(e)(7)(ii), certain categories of information are not properly the subject of a claim of confidential business information.

If you wish EPA to treat the information or record as "confidential," you must advise EPA of that fact by following the procedures described below, including the requirement for supporting your claim of confidentiality. To assert a claim of confidentiality, you must specify which portions of the information or documents you consider confidential. Please identify the information or document that you consider confidential by page, paragraph, and sentence. you must make a separate assertion of confidentiality for each response and each document that you consider confidential. Submit the portion of the response that you consider confidential in a separate, sealed envelope. Mark the envelope "confidential" and identify the number of the question to which it is the response.

For each assertion of confidentiality, identify:

1. The period of time for which you request that the Agency considers the information confidential, e.g., until a specific date or until the occurrence of a specific event;
2. The measures that you have taken to guard against disclosure of the information to others;
3. The extent to which the information has already been disclosed to others and the precautions that you have taken to ensure that no further disclosure occurs;
4. Whether EPA or other federal agency has made pertinent determination on the confidentiality of the information or document. If an agency has made such a determination, enclose a copy of that determination;

5. Whether disclosure of the information or document would be likely to result in substantial harmful effects to your competitive position. If you believe such harm would result from any disclosure, explain the nature of the harmful effects, why the harm should be viewed as substantial, and the causal relationship between disclosure and the harmful effect. Include a description of how a competitor would use the information;
6. Whether you assert that the information is voluntarily submitted as defined by 40 C.F.R. § 2.201(I). If you make this assertion, explain how the disclosure would tend to lessen the ability of EPA to obtain similar information in the future; and
7. Any other information that you deem relevant to a determination of confidentiality.

Please note that pursuant to 40 C.F.R. § 2.208(e), the burden of substantiating confidentiality rests with you. EPA will give little or no weight to conclusory allegations. If you believe that facts and documents necessary to substantiate confidentiality are themselves confidential, please identify them as such so that EPA may maintain their confidentiality pursuant to 40 C.F.R. § 2.205(c). If you do not identify this information and documents as "confidential" your comments will be available to the public without further notice to you.

Enclosure 8

Bautsch-Gray Mine, Compliance File



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

4302 NORTH MAIN STREET, ROCKFORD, ILLINOIS 61103

THOMAS V. SKINNER, DIRECTOR

MEMORANDUM

Date: October 14, 1999

To: Site Remediation Referral Group; Sue Doubet and Larry Eastep

From: Kathy Geyer ^{KG} and Bob Wengrow, FOS, Rockford Regional Office

Subj: 0858135001-Jo Daviess County
Bautsch-Grey Mine
Compliance File

RECEIVED
OCT 21 1999
IEPA-DLPC

On July 1, 1999, Kathy Geyer and Jason Thorp investigated a complaint received by the Rockford Regional Office on June 16, 1999. The complaint concerned the use of mine tailings at the above referenced facility, a lead/zinc mine which ceased operations sometime in the 1970's. It appears that, because the operations ceased and the waste has been left since the 1970's that the tailings are unregulated with regards to enforcement action.

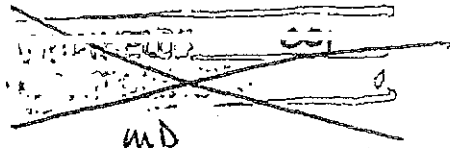
They found that the pile of tailings cover approximately 100 acres. There is large outflow to a neighboring property across the road, causing tailings to flow to a creek. The entrance is unsecured, allowing unauthorized access for citizens and businesses to use the tailings as they see fit.

Attached is an "Appedix A" form. There are also photographs, maps, and old water permits attached. At this time, the Rockford Regional Office requests that this facility be referred for scoring and/or remediation, or referred to BOW for further action or follow-up.

cc: Division File
Rockford File
Paul Jagiello

SCREENED

APPENDIX A



NOT EXEMPT
Reviewer MD Date 01-04-2001

1. Site Name: Bautsch-Grey Mine
Site ID#: 0858135001-Jo Daviess County
Address: Unknown, located on Blackjack Road 3 miles south of Galena in Jo Daviess County, approximately 1 mile north of the entrance to Chestnut Mountain Ski Resort.

2. Agency contacts:
Legal: Paul Jagiello AGO: None
FOS staff: Kathy Geyer, Rockford Regional Office
Community Relations: None

3. Site History:

FOS

Facility consists of a large area (est. 100 acres) of lead mine tailings from 2 lead/zinc mines; Bautsch Mine and Grey Mine. It is known locally as "Bautsch-Grey Mine." The Rockford Regional Office received a complaint on June 16, 1999 from a contractor. The complaint stated that a competitor, Louie's Trenching, was hauling tailings out of the site for use as fill material. Kathy Geyer immediately contacted Robert Hahn of Louie's Trenching (815/777-0865) on June 17, 1999 to advise him that mine tailings are not acceptable material for use as "clean fill," and that Illinois EPA personnel would visit the facility to document the conditions and take samples for analyses. He indicated that he was using the material for "sealcoating," but would cease to use it as fill. Kathy Geyer gave him no opinion on the use of the material in sealcoating. The complainant mentioned that the site is wide open and "everyone" in the area had used the tailings for fill for many years. Before Kathy Geyer's inspection on July 1, 1999, she contacted Gene Forster, DWPC, Rockford Regional Office, to see if WPC had a file on this facility. There was no file in the Rockford Office, but he obtained a few old permit applications from the Records Department's Microfiche. It appears that the facility ceased operating sometime in the 1970's. A copy of a permit is attached, showing that it was operated by Eagle-Picher Industries, Inc. Unfortunately, not much more of the history of the site is known at this time.

On June 17, 1999, Kathy Geyer contacted the Illinois Department of Natural Resources. They advised her that they are only authorized to correct immediate public safety issues at lead mines. They filled an old, collapsed shaft north of the tailings area in 1998 with clean rock. At this time, the shaft's location is unknown.

On July 1, 1999, Kathy Geyer and Jason Thorp of the Rockford Regional Office inspected the facility and took two samples. They found a large, open gate (with no visible lock) located at the north end of the site. The major tailing area is located immediately along the east side of Blackjack Road, where there is an extremely large

nearby waterways.

5. **Proposed Action:**

The Rockford Regional Office requests that this facility be scored for placement on some type of Remediation List, or referred to BOW for further action.

cc: Rockford File
Division File
Paul Jagiello



ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

INSPECTION PHOTOS

DATE: 7-1-99	SITE #/COUNTY: 0858135001/Jo Daviess	FOS FILE
TIME: 10:45 AM	SITE NAME: Bautsch Mine ¹⁰²⁴	
PHOTOGRAPH TAKEN BY: Kathy Geyer <i>KG</i>		
DIRECTION: Facing SE		
COMMENTS: Mine tailings		
approx. 30' tall approx.		
500' SE of the entrance		
gate.		
ROLL #: 2055 PHOTO #: 1&2		

DATE: 7-1-99
TIME: 10:45 AM
PHOTOGRAPH TAKEN BY: Kathy Geyer <i>KG</i>
DIRECTION: Facing SE
COMMENTS:
(Same Photograph)
ROLL #: 2055 PHOTO #: 1&2

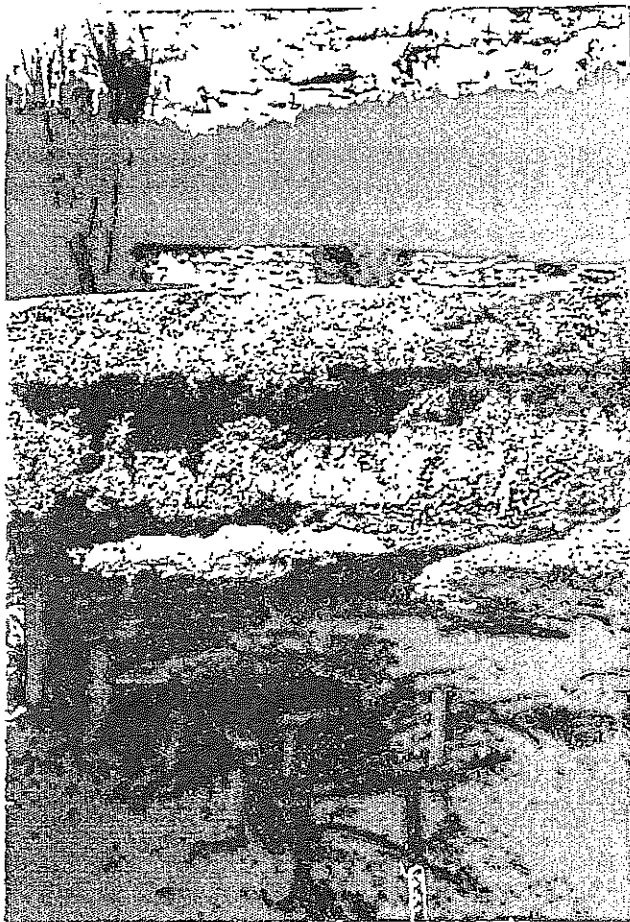




ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

INSPECTION PHOTOS

DATE: 7-1-99	SITE #/COUNTY: 0858135001/Jo Daviess	FOS FILE
TIME: 11:21 AM	SITE NAME: Bautsch Mine ^{Grey}	
PHOTOGRAPH TAKEN BY: Kathy Geyer <i>KG</i>		
DIRECTION: Facing SW		
COMMENTS: Same overflow culvert, showing runoff in background west of Blackjack Road.		
ROLL #: 2055 PHOTO #: 5		

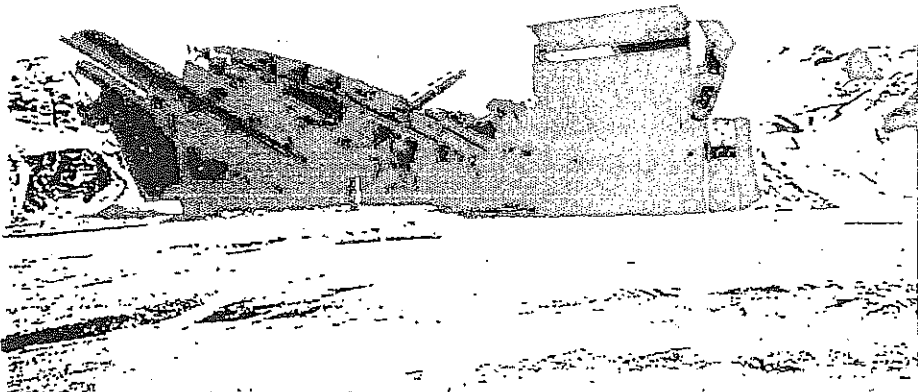


DATE:
TIME:
PHOTOGRAPH TAKEN BY:
DIRECTION:
COMMENTS:
ROLL #: PHOTO #:

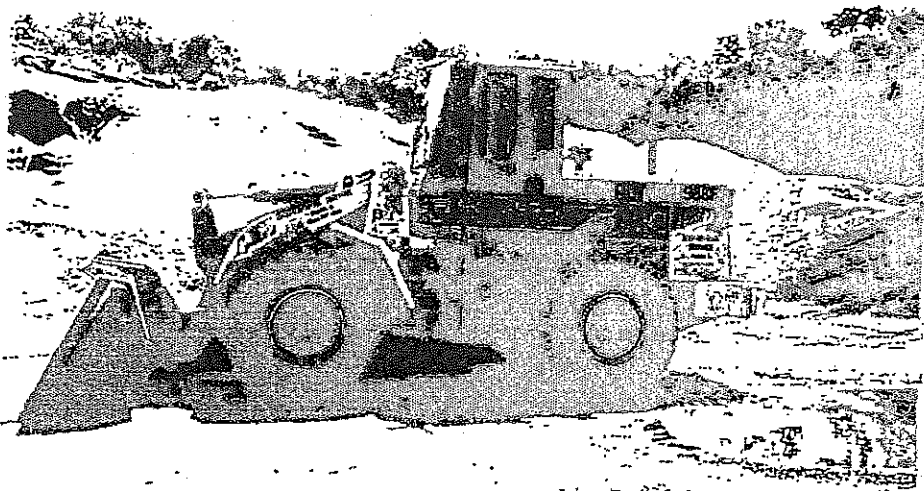
NO PHOTO

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

INSPECTION PHOTOS

DATE: 7-1-99	SITE #/COUNTY: 0858135001/Jo Daviess	FOS FILE
TIME: 11:35 AM	SITE NAME: Bautsch Mine ^{Grey}	
PHOTOGRAPH TAKEN BY: Kathy Geyer <i>KG</i>		
DIRECTION: Facing NE		
COMMENTS: Conveyors		
located near the south side		
of the tailings area.		
ROLL #: 2055	PHOTO #: 8	

DATE: 7-1-99	
TIME: 11:36 AM	
PHOTOGRAPH TAKEN BY: Kathy Geyer <i>KG</i>	
DIRECTION: Facing NE	
COMMENTS: Bulldozer with	
"Louie's Trenching" painted	
on the side - located near	
the conveyor.	
ROLL #: 2055	PHOTO #: 9



RECEIVED
AUG 30 1999
ROCKFORD REGION
ENVIRONMENTAL PROTECTION
AGENCY STATE OF ILLINOIS

Request
Quick turnaround
time - Enforcement
ment case.

☐ To Container for Shipment

IL 532-2311
LPC 525
REV. 2/99

Laboratory Custodian: I certify that I received the container holding the above sample(s) with the seal integrity as indicated above and the sealer's initials and the date written on the seal(s). After being received, this/these same sample(s) will be retained by laboratory personnel at all times or locked in a secured area.

Printed Name, Signature, and Initials [07] Louis D. H. [Signature] Date [05] Jul 99 Time [06] (24 hr clk) 0900 Supervisor releasing results (signature): [Signature] Date: 8/25/99

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

SAMPLE NUMBER : 2909357
SAMPLING POINT DESC. : BAUTSCH-GREY MIND X202

SUBMITTING SOURCE # : SITE # : 0350000000
DATE COLLECTED : 990701 TIME COLLECTED : 0945 SAMPLING PROGRAM :

COLLECTED BY : KLG DELIVERED BY : UPS

COMMENTS :

FUNDING CODE : LP43

SAM TYPE CODE :

AGENCY ROUTING : 00

UNIT CODE :

SAMPLE PURPOSE CODE : 0 REPORTING INDICATOR : 3

DATE RECEIVED : 990706

TIME RECEIVED : 0900

RECEIVED BY : PMD

LAB OBSERVATIONS :

TRIP BL SAM# :

SUPERVISORS INITIALS : SMM

NOTE : K = LESS THAN VALUE

A10000 PH/FINAL TCLP EXT UNITS : 6.9	A10000 PH/ INITIAL TCLP EXT UNITS : 4.9
P79693 PHENOLS,SW846 MG/KG : 0.53	P79595 CYANIDE,SW84 D/WT MG/KG : 0.53K
P81951 CARBON,ORG(TOC) MG/KG : 140000	P49133 MERCURY,TCLP AQU MG/L : 0.001K
P99023 MERCURY,SW84 D/WT MG/KG : 0.10K	P49055 ARSENIC,TCLP AQU MG/L : 0.01K
P49058 BERYLLIUM,TCLP AQU MG/L : 0.001K	P49059 CADMIUM,TCLP AQU MG/L : 0.036
P49061 CHROMIUM,TCLP AQU MG/L : 0.005K	P70021 LEAD,TCLP AQU MG/L : 4.1
P49068 SELENIUM,TCLP AQU MG/L : 0.01K	P49059 SILVER,TCLP AQU MG/L : 0.005K
P79581 CALCIUM,SW84 D/WT MG/KG : 220000	P79650 MAGNESIUM,SW D/WT MG/KG : 100000
P79705 SODIUM,SW846 D/WT MG/KG : 230	P00937 POTASSIUM,SW D/WT MG/KG : 410K
97545 ALUMINUM,SW8 D/WT MG/KG : 130	P79547 ANTIMONY,SW8 D/WT MG/KG : 3K
79548 ARSENIC,SW84 D/WT MG/KG : 32	P79550 BARIUM,SW846 D/WT MG/KG : 7.7
P78483 BORON,SW846 D/WT MG/KG : 21K	P79556 BERYLLIUM,SW D/WT MG/KG : 1K
P79580 CADMIUM,SW84 D/WT MG/KG : 10	P79591 CHROMIUM,SW8 D/WT MG/KG : 2K
P79594 COPPER,SW846 D/WT MG/KG : 23	P79593 COBALT,SW846 D/WT MG/KG : 3.6
P79645 IRON,SW846 D/WT MG/KG : 35000	P79649 LEAD,SW846 D/WT MG/KG : 1000
P79651 MANGANESE,SW D/WT MG/KG : 1400	P79671 NICKEL,SW846 D/WT MG/KG : 15
P79703 SELENIUM,SW8 D/WT MG/KG : 4K	P79704 SILVER,SW846 D/WT MG/KG : 2K
P79706 STRONTIUM,SW D/WT MG/KG : 33	P79712 THALLIUM,SW8 D/WT MG/KG : 4K
P79722 VANADIUM,SW8 D/WT MG/KG : 2K	P79726 ZINC,SW846 D/WT MG/KG : 4200



Illinois Environmental Protection Agency

P. O. Box 19276, Springfield, IL 62794-9276

217/782-0610

Eagle Picher Industries, Inc.
Zautsch Gray Mine
NPDES Permit No. IL0003085
Termination of NPDES Permit (Without Public Notice)

August 3, 1989

Harold H. Haman
for Eagle Picher Industries, Inc.
P.O. Box 253
Galena, Illinois 61026

Gentlemen:

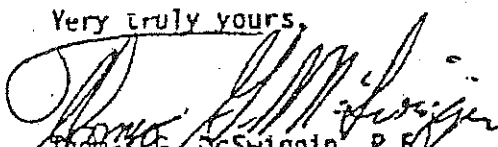
The Illinois Environmental Protection Agency has reviewed your letter stating that your discharge has been eliminated, thus no longer requiring an NPDES Permit.

The final decision of the Agency is to terminate NPDES Permit No. IL0003085 effective immediately.

Please be advised that should you wish to discharge to surface waters in the future, you must submit a complete application to this Agency a minimum of 180 days in advance of any discharge.

Should you have questions or comments, please contact Candy Morin of my staff.

Very truly yours,


Thomas G. McSwiggin, P.E.
Manager, Permit Section
Division of Water Pollution Control

TEM:TRK:CRM:rmi/2600k/85

cc: USEPA SWQP
Region I
Records Unit ✓
Compliance Assurance Section
Eagle Picher Ind., Cincinnati

Enclosure 9

Insurance Declaration

BAUTSCH-GRAY MINE SITE
INSURANCE DECLARATION PAGES

June 17, 2013

INSURER	INSURED	POLICY DATES	SCAN NUMBER	COMMENTS
Bituminous Insurance Companies and Westfield Insurance Companies	Chains and Links Inc. and West Galena Development Inc. 11750 W. Chetlain Lane, Galena, IL 61036	Correspondence	Scan001	Correspondence from counsel to EPA re: Bautsch - Gray Mine Site and including copies of insurance policies from Bituminous Insurance Companies from July 1, 1986 to July 1, 1993; Westfield policies from November 1992 and November 2010; and other correspondence.
Westfield Insurance	Chains and Links Inc. and West Galena Development Inc. 11750 W. Chetlain Lane, Galena, IL 61036	02/28/2003 - 02/28/2004	Scan002	
Westfield Insurance	Chains and Links Inc. and West Galena Development Inc. 11750 W. Chetlain Lane, Galena, IL 61036	02/28/2002 - 02/28/2003	Scan003	
Westfield Insurance	Chains and Links Inc. and West Galena Development Inc. 11750 W. Chetlain Lane, Galena, IL 61036	02/28/2001 - 02/28/2002	Scan004	
Westfield Insurance	Chains and Links Inc. and West Galena Development Inc. 11750 W. Chetlain Lane, Galena, IL 61036	02/28/2000 - 02/28/2001	Scan005	
Westfield Insurance	Chains and Links Inc. and West Galena Development Inc. 11750 W. Chetlain Lane, Galena, IL 61036	02/28/1999 - 02/28/2000	Scan006	
Westfield Insurance	Chains and Links Inc. and West Galena Development Inc. 11750 W. Chetlain Lane, Galena, IL 61036	02/28/1998 - 02/28/1999	Scan007	
Westfield Insurance	Chains and Links Inc. and West Galena Development Inc. 11750 W. Chetlain Lane, Galena, IL 61036	02/28/1997 - 02/28/1998	Scan008	

**BAUTSCH-GRAY MINE SITE
INSURANCE DECLARATION PAGES**

June 17, 2013

Bituminous Casualty Corporation, Rock Island Illinois, 61201	Wienen Brothers, Inc. et al. 11750 West Chetlain Galena, Jo Davies County, Illinois, 61036	07/01/1991 - 07/01/1992	Scan016	
Bituminous Casualty Corporation, Rock Island Illinois, 61201	Wienen Brothers, Inc. et al. 11750 West Chetlain Galena, Jo Davies County, Illinois, 61036	07/01/1992 - 07/01/1993	Scan017	
Bituminous Casualty Corporation, Rock Island Illinois, 61201	James H. Wienen and Lois J. Wienen and Galena State Bank Trust 109, et al. 11750 West Chetlain Galena, Jo Davies County, Illinois, 61036	07/01/1986 - 07/01/1987	Scan018	marked "audit"
Bituminous Casualty Corporation, Rock Island Illinois, 61201	Wienen Brothers, Inc. et al. 11750 West Chetlain Galena, Jo Davies County, Illinois, 61036	07/01/1990 - 07/01/1991	Scan019	
Bituminous Casualty Corporation, Rock Island Illinois, 61201	James H. Wienen and Lois J. Wienen and Galena State Bank Trust 109, et al. 11750 West Chetlain Galena, Jo Davies County, Illinois, 61036	07/01/1991 - 07/01/1992	Scan020	
Bituminous Casualty Corporation, Rock Island Illinois, 61201	James H. Wienen and Lois J. Wienen and Galena State Bank Trust 109, et al. 11750 West Chetlain Galena, Jo Davies County, Illinois, 61036	07/01/1992 - 07/01/1993	Scan021	
	Chains and Links Inc. and 11750 W. Chetlain Lane, Galena, IL 61036	Correspondence 06/10/2011	Scan022	Correspondence from attorney Robert Roth to EPA re: Bautsch - Gray Mine Site and including copies of Chains & Links' 2010 Income Tax Return.

BAUTSCH-GRAY MINE SITE
INSURANCE DECLARATION PAGES

June 17, 2013

Westfield Insurance	[REDACTED]	11/23/2002 - 11/23/2003	Scan035	looks like homeowner's policy but contains \$1,000,000 personal liability provision
Westfield Insurance	[REDACTED]	11/23/2001 - 11/23/2002	Scan036	looks like homeowner's policy but contains \$1,000,000 personal liability provision
Westfield Insurance	[REDACTED]	11/23/2000 - 11/23/2001	Scan037	looks like homeowner's policy but contains \$1,000,000 personal liability provision
Westfield Insurance	[REDACTED]	01/12/2002 - 01/12/2003	Scan038	
Westfield Insurance	[REDACTED]	01/12/2001 - 01/12/2002	Scan039	
Westfield Insurance	[REDACTED]	01/12/2000 - 01/12/2001	Scan040	
Westfield Insurance	[REDACTED]	01/12/1999 - 01/12/2000	Scan041	
Westfield Insurance	[REDACTED]	01/12/1998 - 01/12/1999	Scan042	
Westfield Insurance	[REDACTED]	01/12/1997 - 01/12/1998	Scan043	
Westfield Insurance	[REDACTED]	01/12/1996 - 01/12/1997	Scan044	
Westfield Insurance	[REDACTED]	01/12/1995 - 01/12/1996	Scan045	
Westfield Insurance	[REDACTED]	01/12/1994 - 01/12/1995	Scan046	
Westfield Insurance	[REDACTED]	11/23/2008 - 11/23/2009	Scan047	
Westfield Insurance	[REDACTED]	11/23/2009 - 11/23/2010	Scan048	Looks like automobile insurance only
Westfield Insurance	[REDACTED]	11/23/2007 - 11/23/2010	Scan049 and 49a	Home owners and auto?
			Scan050	cover page

**BAUTSCH-GRAY MINE SITE
INSURANCE DECLARATION PAGES**

June 17, 2013

Westfield Insurance	Wienen Bothers, Inc., ETAL, Wienen Development, Wienen Brothers, Inc. Trust #217, James & Lois Weinen and Galena State Bank Trust #109 and Thomas and Connie Trust 232, 231, 177, 169, 156, 303 11750 Chetlain Lane Galena, IL 61036	7/01/1995 - 7/01/1996	Scan057	
Westfield Insurance	Wienen Bothers, Inc., ETAL, Wienen Development, Wienen Brothers, Inc. Trust #217, James & Lois Weinen and Galena State Bank Trust #109 and Thomas and Connie Trust 232, 231, 177, 169, 156, 303 11750 Chetlain Lane Galena, IL 61036	7/01/1994 - 7/01/1995	Scan058	
Westfield Insurance	Wienen Bothers, Inc., ETAL, Wienen Development, Wienen Brothers, Inc. Trust #217, James & Lois Weinen and Galena State Bank Trust #109 and Thomas and Connie Trust 232, 231, 177, 169, 156, 303 11750 Chetlain Lane Galena, IL 61036	7/01/1993 - 7/01/1994	Scan058	
Westfield Insurance	██████████ ██████████, ██████████	11/23/2000 - 11/23/2001	Scan060	Home owners, personal property, etc. w/ \$1,000,000 personal liability coverage
Westfield Insurance	██████████ ██████████ ██████████	11/23/1999 - 11/23/2000	Scan061	Home owners, personal property, etc. w/ \$1,000,000 personal liability coverage
Westfield Insurance	██████████ ██████████ ██████████	11/23/1998 - 11/23/1999	Scan062	Home owners, personal property, etc. w/ \$1,000,000 personal liability coverage
Westfield Insurance	██████████ ██████████ ██████████	11/23/1997 - 11/23/1998	Scan063	Home owners, personal property, etc. w/ \$1,000,000 personal liability coverage

**BAUTSCH-GRAY MINE SITE
INSURANCE DECLARATION PAGES**

June 17, 2013

Westfield Insurance	[REDACTED] [REDACTED] [REDACTED]	11/23/2005 - 11/23/2006	Scan080	
Westfield Insurance	[REDACTED] [REDACTED] [REDACTED]	11/23/2006 - 11/23/2007	Scan081	
Westfield Insurance	[REDACTED] [REDACTED] [REDACTED]	11/23/2007 - 11/23/2008	Scan082	
Westfield Insurance	[REDACTED] [REDACTED] [REDACTED]	11/23/2008 - 11/23/2009	Scan083	
Westfield Insurance	[REDACTED] [REDACTED] [REDACTED]	11/23/2009 - 11/23/2010	Scan084	
			Scan085	2010 tax returns marked cbi